

IN THE UNITED STATES DISTRICT COURT  
FOR THE MIDDLE DISTRICT OF PENNSYLVANIA

ALLSTATE INSURANCE COMPANY, :  
Plaintiff :

v. :

JOSH MOYER, DEREK BADE, ROBERTO :  
PICONE i/t/a LA DOLCE CASA, CESARE :  
PICONE i/t/a LA DOLCE CASA, MATTHEW :  
W. JONES i/t/a LA DOLCE CASA, ALFONSO :  
PICONE i/t/a LA DOLCE CASA, :  
SALVATORE PICONE i/t/a LA DOLCE CASA, :  
MARIA PICONE i/t/a LA DOLCE CASA, :  
JOESPHINE PICONE i/t/a LA DOLCE CASA, :  
ELEANOR PICONE i/t/a LA DOLCE CASA, :  
ALFONSO DIFIORE i/t/a LA DOLCE CASA, :  
PATRIZIA DIFIORE i/t/a LA DOLCE CASA, :  
and DIMAGGIO'S PIZZA, INC. c/o CESARE :  
PICCONE, :

Defendants :

3:14cv1992

(Judge Munley)

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ORDER

**AND NOW**, to wit, this 13th day of March 2015, in accordance with the foregoing memorandum, we hereby use our discretion under the Federal Declaratory Judgment Act to decline to hear this case, and this action is hereby **DISMISSED** without prejudice to the plaintiff pursuing its claims in state court.

BY THE COURT:

s/ James M. Munley  
JUDGE JAMES M. MUNLEY  
United States District Court